

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 2895-02
Bill No.: SB- 797
Subject: Cities: Eminent Domain, Utilities
Type: Original
Date: January 11, 2002

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
Total Estimated Net Effect on <u>All</u> State Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
Local Government	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 3 pages.

FISCAL ANALYSIS

ASSUMPTION

Officials of the **Department of Economic Development- Public Service Commission**, assume there would be no fiscal impact to their offices. PSC officials stated that they do not have authority with these organizations, and this Act would not impact the PSC's regulatory authority with the municipalities.

In response to similar legislation, (355-05), from the 2001 session, the **Office of Public Counsel** stated that they would have no fiscal impact.

Oversight assumes this is procedural and enabling legislation which would have no fiscal impact.

<u>FISCAL IMPACT - State Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
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	\$0	\$0	\$0
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<u>FISCAL IMPACT - Local Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
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	\$0	\$0	\$0
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FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal, however, those businesses that experience condemnation would be impacted.

DESCRIPTION

This act allows a municipality in Dallas, Polk or Greene County to use condemnation in order to construct or acquire natural gas service. Any city bringing a condemnation proceeding under this section is subject to Section 71.525, RSMo, which prohibits condemnation of public utilities except for specific instances.

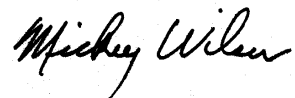
This legislation is not federally mandated, would not duplicate any other program and would not

DESCRIPTION (continued)

require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Economic Development- Public Service Commission
Office of Public Counsel



Mickey Wilson, CPA
Acting Director
January 11, 2002